for the permit, including the specific facts upon which any disapproval is based, before the expiration of the period established under par. (a) for the permit.

The department may not disapprove an application for a permit under this chapter solely because the department is unable to complete its review of the application within the period established under par. (a).

Upon receiving an application for a permit under this chapter, the department shall inform the applicant of the period established under par. (a) for the permit.

(e) The department may include any of the following in the rules required under par. (a):

1. Methods for determining the commencement of the period established under par. (a) and for determining when the application for a permit is complete.

2. Extensions of the period established under par. (a) because the applicant makes a material modification to the application if the department notifies the applicant in writing of the extension within 30 days after the applicant makes the modification.

3 Extensions of the period established under par. (a) because the application is incomplete or information needed by the department to complete its review of an application for a permit is unknown or cannot be determined with certainty when the department receives the application of the department notifies the applicant in writing of the need for an extension within days after the applicant submits the application and the notice specifically describes the information that must be provided to complete the application or the information needed to complete the department's review of the application.)

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4. Extensions of the period established under par. (a) if, during the period
$\stackrel{/}{ ext{established}}$ under par. (a), the department and the applicant jointly agree to a
different period for acting on an application for a permit than that specified under
par. (a).

SECTION 34. 145.025 of the statutes is created to read:

145.025 Automatic approval of certain applications. Except as otherwise provided in this section, any form or other writing that is submitted to the department under this chapter for the purpose of obtaining any approval of the department that is required by law as a prerequisite to the applicant taking certain actions is subject to s. 101.023. This section does not apply to an application for a license, registration, or certification under s. 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, or 145.18, or to any form or other writing submitted to the department under s. 145.26.

SECTION 35. 146.525 of the statutes is created to read:

146.525 Deadlines for action on applications. (1) Deadlines. The department, by rule, shall establish periods within which the department intends to approve or disapprove an application for any of the following:

- (a) Certification of an instructional and competency evaluation program under s. 146.40 (3).
 - (b) Approval of a competency evaluation program under s. 146.40 (3m).
 - (c) An ambulance service provider license under s. 146.50 (5) (a).
 - (d) An emergency medical technician license under s. 146.50 (5) (a) and (7).
 - (e) An emergency medical technician training permit under s. 146.50 (5) (b)
 - (f) Certification for the performance of defibrillation under s. 146.50 (6g) (a).
 - (g) Certification as a first responder under s. 146.50 (8) (a) and (f).

1	(h) Approval of training courses for the use of a semiautomatic defibrillat
2	under s. 146.50 (8g) (d).

- (i) Approval of courses of emergency medical services instructional programs under s. 146.50 (9).
- $\mbox{(j) Approval of emergency medical services program plans under s. 146.55\ (2)} \label{eq:condition}$ (b).
- (2) Failure to meet deadlines. Subject to sub. (4), the department shall refund fees paid by the applicant for a license, certification, permit, or approval specified in sub. (1) if the department fails to provide the applicant with written notice that the department has approved or disapproved the application for the license, certification, permit, or approval, including the specific facts upon which any disapproval is based, before the expiration of the period established under sub. (1) for the license, certification, permit, or approval.
- (3) Notice of Deadline. Upon receiving an application for a license, certification, permit, or approval specified in sub. (1), the department shall inform the applicant of the period established under sub. (1) for the license, certification, permit, or approval.
- (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period established under sub. (1) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

SECTION 35. 168.165 of the statutes is created to read:

168.165 Automatic approval of certain applications. Any form or other writing that is submitted to the department under this chapter for the purpose of

1	obtaining any approval of the department that is required by law as a prerequisite
2	to the applicant taking certain actions is subject to s. 101.023.
3	SECTION 37. 218.0114 (13) (b) of the statutes is amended to read:
4	218.0114 (13) (b) The department of transportation shall promulgate rules
5	establishing the license period for each type of license described in sub. (14) (a) to (f)
6	and shall promulgate any rule required under s. 85.16(3).
7	SECTION 38. 218.11 (2) (b) 1. of the statutes is amended to read:
8	218.11 (2) (b) 1. The department shall promulgate rules establishing the
9	license period under this section and shall promulgate any rule required under s.
10	<u>85.16 (3)</u> .
11	SECTION 32 218.12 (2) (b) 2. of the statutes is amended to read:
12	218.12 (2) (b) 2. The department may promulgate rules establishing a uniform
13	expiration date for all licenses issued under this section and shall promulgate any
14	rule required under s. 85.16 (3).
15	SECTION 40. 218.22 (2) (b) 1. of the statutes is amended to read:
16	218.22 (2) (b) 1. The department shall promulgate rules establishing a license
17	period and shall promulgate any rule required under s. 85.16 (3).
18	SECTION 4. 218.32 (2) (b) 1. of the statutes is amended to read:
19	218.32 (2) (b) 1. The department shall promulgate rules establishing a license
20	period and shall promulgate any rule required under s. 85.16 (3).
21	SECTION 42. 218.41 (2m) (a) 1. of the statutes is amended to read:
22	218.41 (2m) (a) 1. The department shall promulgate rules establishing a
23	license period and shall promulgate any rule required under s. 85.16 (3).
24	SECTION 43 , 218.51 (3) (b) 1. of the statutes is amended to read:

1		218.51 (3) (b) 1. The department shall promulgate rules establishing the buyer
2		identification card period and shall promulgate any rule required under s. 85.16(3).
3		SECTION 4. 224.50 of the statutes is created to read:
4		224.50 Deadlines for action on certain applications. (1) DEFINITION. In
5		this section, "department" means the department of financial institutions and any
6		subunit of the department of financial institutions.
7	$\boldsymbol{\Lambda}$	(2) DEADLINES. (a) The department, by rule, shall establish periods within
8	Y	which the department or my submit of the department intends to approve or
9		disapprove an application for any of the following:
10		1. A lender license under s. 138.09 (1m) (a).
11		2. An insurance premium finance company license under s. 138.12 (3).
12		3. A seller of checks license under s. 217.03.
13		4. An adjustment service company license under s. 218.02.
14		5. A collection agency license under s. 218.04.
15		6. A community currency exchange license under s. 218.05.
16		7. A mortgage banker, loan originator, or mortgage broker registration under
17		s. 224.72.
18		8. A nondepository small business lender license under s. 224.92.
19		9. A broker-dealer, agent, investment adviser, or investment adviser
20		representative license under s. 551.32.
21		(b) Any period established under par. (a) shall be consistent with any applicable
22		period specified by statute.
23		(3) FAILURE TO MEET DEADLINE. (a) Subject to sub. (5), the department shall
24		refund fees paid by the applicant for a license or registration specified in sub. (2) if
25		the department fails to provide the applicant with written notice that the

department has approved or disapproved the application, including the specific facts
upon which any disapproval is based, before the expiration of the period established
under sub. (2) for the license or other approval.

The department may not disapprove an application for a license or registration specified in sub. (2) solely because the department is unable to complete its review of the application within the period established under sub. (2).

- (4) Notice of DEADLINE. Upon receiving an application for a license or registration specified in sub. (2), the department shall inform the applicant of the period established under sub. (2) for the license or registration.
- (5) PERMITTED EXTENSION OF DEADLINE. The department may extend the period established under sub. (2) because an application is incomplete if within days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

SECTION 45. 224.60 of the statutes is created to read:

224.60 Automatic approval of certain applications. (1) Definitions. In this section:

- (a) "Application" means any form or other writing that is submitted to the department for the purpose of obtaining any approval of the department that is required by law as a prerequisite to the applicant taking certain actions, except that "application" does not include any application for a license or registration described in s. 224.50 (2) (a) 1. to 9.
- (b) "Department" means the department of financial institutions and any subunit of the department of financial institutions.

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1	(2) DEADLINES. The department, by rule, shall establish periods within which
2	the department, or any subvirted the department, intends to approve or disapprove
3	an application. Any period established under this subsection shall be consistent with
4	any applicable period specified by statute.

- (3) Failure to MEET DEADLINE. (a) Subject to subs. (5) (b) and (c) and (6), failure by the department to provide an applicant with written notice that the department has approved or disapproved the application, including specific facts upon which any disapproval is based, before the expiration of the period established under sub. (2) applicable to the application constitutes approval of the application by the department. An application approved under this paragraph is subject to any terms or conditions specified by law for the approval and the department may suspend, limit, revoke, or withdraw the approval for substantial failure to comply with those $1000 \text{ M} \cdot 1000 \text{ M} \cdot 10000 \text{ M} \cdot$
- (b) The department may not disapprove an application solely because the department is unable to complete its review of the application within the period established under sub. (2).
- (4) Notice of Deadline. Upon receiving an application, the department shall inform the applicant of the period established under sub. (2) applicable to the application.
- (5) OPTIONAL PROVISIONS OF RULES. The department may include any of the following in the rules required under sub. (2):

Methods for determining the commencement of the period established 1 $\mathbf{2}$ under sub. (2) and for determining when an application is complete. 3 (A) Extensions of the period established under sub. (2) because the applicant makes a material modification to the application if the department notifies the 4 applicant in writing of the extension within 30 days after the applicant makes the 5 modification. 6 (c) Extensions of the period established under sub. (2) because information 7 8 needed by the department to complete its review of an application is unknown or cannot be determined with certainty when the department receives the application 9 10 if the department notifies the applicant in writing of the need for an extension within 11 30 days after the applicant submits the application. Deadlines for the department to complete intermediate steps in the process 1213 of completing its review of an application. 14 (6) EXTENSIONS AUTHORIZED. (a) During the period established under sub. (2), the department and the applicant may jointly agree to a different period for acting 15 on an application than that specified under sub. (2). I have $\sqrt{58+16}$ (16)17 (b) The department may extend the period established under sub. (2) because $\sqrt{18}$ an application is incomplete if within boldays after receiving the application, the department provides written 'notice to the applicant describing specifically the 19 information that must be provided to complete the application.

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(c) The department may extend the period established under sub. (2) for an application by not more than 60 days if the department provides written notice of the extension to the applicant within the period established under sub. (2).

) } The department may extend the period established under sub. (2) for an application by more than 60 days if, within the period established under sub. (2), the

all of the Following apply: F/.

1	department finds that there is a substantial likelihood that the activity proposed to
(2)	be conducted under the application would result in substantial harm to public health
3	or safety or the environment and that the department cannot adequately review the
4	application within the period established under sub. (2) and provides written notice
5	to the applicant that states with particularity the facts on which those findings are
6	based.
7	SECTION 46. 250.043 of the statutes is created to read:
8	250.043 Deadlines for action on applications. (1) Deadlines. The
9	department, by rule, shall establish periods within which the department intends to
10	approve or disapprove an application for any of the following:
11	(a) A registration for a sanitarian under s. 250.05 (5).
12	(b) Certification for a public health dispensary under s. 252.10 (1).
13	(c) Approval for the sale of tests or test kits to detect the presence of HIV, an
14	antigen or nonantigenic products of HIV, or an antibody to HIV under s. $252.15 (5r)$.
15	(d) A license for a tattooist or a tattoo establishment under s. 252.23 (2).
16	(e) A license for a body piercer or a body–piercing establishment under s. 252.24
17	(2).
18	(f) Certification for performance or supervision of lead hazard reduction or a
19	lead management activity under rules promulgated under s. 254.176 (3).
20	(g) Approval of an instructor of a lead training course under rules promulgated
21	under s. 254.178 (2).
22	(h) Accreditation of a lead training course under rules promulgated under s.
23	254.178 (2).
24	(i) A certificate of lead–free status or a certificate of lead–safe status under
25	rules promulgated under s. 254.179 (1) (a).

1	(j) Certification for performance of asbestos abatement activity or asbestos
2	management activity under rules promulgated under s. 254.20 (3).
3	(k) Renewal of a certification for performance of asbestos abatement activity
4	or asbestos management activity under s. 254.20 (4).
5	(L) Registration and licensing of a source of ionizing radiation under rules
6	promulgated under s. 254.34 (1) (a).
7	(m) Approval of plans and specifications for radiation sources under s. 254.34
8	(1) (g).
9	(n) A registration of a site with an ionizing radiation installation under s
10	254.35 (1).
11	(p) A license for radioactive material under s. 254.365 (1).
12	(q) A permit to operate a campground, camping resort, recreational or
13	educational camp, or public swimming pool under s. 254.47 (1) or (2m).
14	(r) A certification for a food sanitarian under rules promulgated under s. 254.62
15	(2).
16	(s) A permit to conduct, maintain, manage, or operate a hotel, restaurant
17	temporary restaurant, tourist rooming house, vending machine commissary, or
18	vending machine under s. 254.64 (1) (a).
19	(t) A permit to maintain, manage, or operate a bed and breakfast establishment
20	under s. 254.64 (1) (b).
21	(u) A certificate for food protection practices under s. 254.71 (2).
22	(v) An approval of a training course for recertification of food protection
23	practices under rules promulgated under s. 254.71 (6).
24	(w) A certification of Grade A dairy operations under s. 254.89.
25	(x) A permit to operate a tanning facility under s. 255.08 (2) (a).

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- (y) An approval of a laboratory for performing chemical analyses of blood or urine for alcohol, controlled substances, or controlled substance analogs under s. 343.305 (6) (a).
- (2) Failure to Meet Deadline. Subject to sub. (4), the department shall refund fees paid by the applicant for a license, certification, certificate, permit, registration, or approval specified in sub. (1) if the department fails to provide the applicant with written notice that the department has approved or disapproved the application for the license, certification, certificate, permit, registration, or approval, including the specific facts upon which any disapproval is based, before the expiration of the period established under sub. (1) for approval of the license, certification, certificate, permit, registration, or approval.
- (3) Notice of Deadline. Upon receiving an application for a license, certification, certificate, permit, registration, or approval specified in sub. (1), the department shall inform the applicant of the period established under sub. (1) for approval of the license, certification, certificate, permit, registration, or approval.
- (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period established under sub. (1) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

SECTION 4. 299.05 of the statutes is repealed and recreated to read:

- 299.05 Deadlines for action on occupational applications. (1) Deadlines. The department, by rule, shall establish periods within which the department intends to approve or disapprove an application for any of the following:
 - (a) A well driller or pump installer registration under s. 280.15.

1	(b) A water system, wastewater treatment plant, or septage servicing vehicle
2	operator certification under s. 281.17 (3).
3	(c) A license for servicing septic tanks and similar facilities under s. 281.48 (3).
4	(d) A solid waste incinerator operator certification under s. 285.51 (2).
5 6	(e) An ozone-depleting refrigerant removal approval under s. 285.59. (em) An air pollution control permit under s. 285.60. (f) A solid waste disposal facility operator certification under s. 289.42 (1).
7	(g) A hazardous waste transportation service license under s. 291.23.
8	(h) A metallic mining exploration license under s. 293.21.
9	(i) An oil or gas exploration license under s. 295.33 (1).
10	(j) A laboratory certification or registration under s. 299.11.
11	(k) A medical waste transportation license under s. 299.51 (3) (c).
12	(2) Failure to meet deadline. (a) Subject to sub. (4), the department shall
13	refund fees paid by the applicant for a license or other approval specified in sub. (1)
14	if the department fails to provide the applicant with written notice that the
15	department has approved or disapproved the application for the license or other
16	approval, including the specific facts upon which any disapproval is based, before the
₩	expiration of the period established under sub. (1) for the license or other approval.
18)	The department may not disapprove an application for a license or other
19	approval solely because the department is unable to complete its review of the
20	application within the period established under sub. (1).
21	(3) Notice of deadline. Upon receiving an application for a license or other
22	approval specified in sub. (1), the department shall inform the applicant of the period
23	established under sub. (1) for the license or other approval. (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
24	(4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
$\widehat{25}$	established under sub. (1) because an application is incomplete if within 80 days

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1	after receiving the application, the department provides written notice to the
2	applicant describing specifically the information that must be provided to complete
Not 3	the application.
3-34	SECTION 299.06 of the statutes is created to read:
5	299.06 Automatic approval of certain applications. (1) Deadlines. The
6	department, by rule, shall establish periods within which the department intends to
7	approve or disapprove an application for any of the following:
8	(a) A high–capacity well approval under s. 281.17 (1).
9	(b) A water pollution discharge permit under s. 283.31 or 283.33.
10	(c) An air pollution control permit under s. 285.60
11	(d) A solid waste facility determination of feasibility under s. 289.29.
12	(e) A solid waste facility operating license under s. 289.31.
13	(f) A hazardous waste facility operating license under s. 291.25.
14	(g) A prospecting permit under s. 293.45.
15	(h) An oil or gas production license under s. 295.33 (2).
16	(i) Permits and other determinations under ss. 30.10, 30.12, 30.123, 30.18,
17	30.19, and 30.20.
18)	(2) FAILURE TO MEET DEADLINE. (a) Subject to subs. (4) (4) And (5), failure
19	by the department to provide the applicant for a permit, approval, or other
20	determination specified in sub. (1) with written notice that the department has
21	approved or disapproved the application for the permit, approval, or other

determination, including the specific facts upon which any disapproval is based,

before the expiration of the period established under sub. (1) for the permit, approval,

or other determination, constitutes approval of the application. A permit, approval,

or other determination approved under this paragraph is subject to any terms or

conditions specified by statute or rule for the permit, approval, or other determination and the department may suspend, limit, revoke, or withdraw the permit, approval, or other determination for substantial failure to comply with those terms or conditions. Within 30 days after the expiration of the period established under sub. (1) for the permit, approval, or other determination, the department shall provide the applicant with a statement showing that the permit, approval, or other determination is approved and specifying any terms and conditions that apply to that permit, approval, or other determination.

- (b) The department may not disapprove an application for a permit, approval, or other determination solely because the department is unable to complete its review of the application within the period established under sub. (1).
- (3) Notice of Deadline. Upon receiving an application for a permit, approval, or other determination specified in sub. (1), the department shall inform the applicant of the period established under sub. (1) for the permit, approval, or other determination.
- (4) OPTIONAL PROVISIONS OF RULES. The department may include any of the following in the rules required under sub. (1):
- (a) Methods for determining the commencement of the period established under sub. (1) and for determining when the application for a permit, approval, or other determination is complete.
- A longer period under sub. (1) for an application for a permit, approval, or other determination for which an environmental impact statement is required under s. 1.11 than for other applications.
- Extensions of the period established under sub. (1) because the applicant makes a material modification to the application if the department notifies the

applicant in writing of the extension within 30 days after the applicant makes the modification.

- (d) Extensions of the period established under sub. (1) because information needed by the department to complete its review of an application for a permit, approval, or other determination is unknown or cannot be determined with certainty when the department receives the application if the department notifies the applicant in writing of the need for an extension within 30 days after the applicant submits the application.
- Deadlines for the department to complete intermediate steps in the process of completing its review of an application.
- (5) EXTENSIONS AUTHORIZED. (a) During the period established under sub. (1), the department and the applicant may jointly agree to a different period for acting on an application for a permit, approval, or other determination than that specified under sub. (1).
- (b) The department may extend the period established under sub. (1) because an application is incomplete if within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.
- (c) The department may extend the period established under sub. (1) for an application other than for a permit or other approval described in sub. (1) (i), by not more than 60 days if the department provides written notice of the extension to the applicant within the period established under sub. (1).
- The department may extend the period established under sub. (1) for an application by more than way days if, within the period established under sub. (1), the department finds that there is a substantial likelihood that the activity proposed to

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SECTION 48

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1)	be conducted under the application would result in substantial harm to publique alth
2	or safety or the environment and that the department cannot adequately review the
3	or safety or the environment and that the department cannot adequately review the paper application within the period established under sub. (1) and provides written notice
4	to the applicant that states with particularity the facts on which those findings are

SECTION 49. 341.19 (4) of the statutes is amended to read:

341.19 (4) The department shall promulgate rules to implement this section \checkmark and shall promulgate any rule required under s. 85.16 (3).

SECTION 5. 343.02 (1) of the statutes is amended to read:

343.02 (1) The department shall administer and enforce this chapter and may promulgate for that purpose such rules as the secretary considers necessary and shall promulgate any rule required under s. 85.16 (3). Rules promulgated under this chapter may not conflict with and shall be at least as stringent as standards set by the federal commercial motor vehicle safety act, 49 USC 31301 to 31317 and the regulations adopted under that act.

SECTION 51. 343.305 (6) (a) of the statutes is amended to read:

343.305 (6) (a) Chemical analyses of blood or urine to be considered valid under this section shall have been performed substantially according to methods approved by the laboratory of hygiene and by an individual possessing a valid permit to perform the analyses issued by the department of health and family services. The department of health and family services shall, subject to s. 250.043, approve laboratories for the purpose of performing chemical analyses of blood or urine for alcohol, controlled substances or controlled substance analogs and shall develop and administer a program for regular monitoring of the laboratories. A list of approved laboratories shall be provided to all law enforcement agencies in the state. Urine

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specimens are to be collected by methods specified by the laboratory of hygiene. The laboratory of hygiene shall furnish an ample supply of urine and blood specimen containers to permit all law enforcement officers to comply with the requirements of this section.

Section 32. 343.305 (11) of the statutes is amended to read:

343.305 (11) Rules. The department shall promulgate rules under ch. 227 necessary to administer this section and shall promulgate any rule required under s. 85.16(3). The rules shall include provisions relating to the expeditious exchange of information under this section between the department and law enforcement agencies, circuit courts and district attorneys. The rules may not affect any provisions relating to court procedure.

SECTION 53. 440.03 (1m) of the statutes is repealed and recreated to read:

440.03 (1m) (a) The department shall, by rule, establish periods within which the department and credentialing boards intend to grant, or determine not to grant. an application for an initial, reciprocal, or temporary credential and to renew, or determine not to renew, a credential. Any period established under rules promulgated under this paragraph shall be consistent with any applicable period specified by statute.

(b) 1. Subject to par. (d), the department shall refund any fees paid by a person submitting an application specified in par. (a) if the department or a credentialing board fails to provide the person with written notice that the department or credentialing board has granted or renewed, or determined not to grant or renew, the credential, including the specific facts upon which any determination not to grant or renew a credential is based, before the expiration of the period established under the rules promulgated under par. (a).

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- 2. The department or a credentialing board may not determine not to grant an initial, reciprocal, or temporary credential, or to renew a credential, solely because the department or credentialing board is unable to complete its review of the application within the period established under the rules promulgated under par.

 (a).
- (c) Upon receiving an application specified in par. (a), the department shall inform the applicant of the period established under the rules promulgated under par. (a) for the application.
- (d) The department may extend the period established under the rules promulgated under par. (a) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

SECTION 54. 440.06 of the statutes is amended to read:

440.06 Refunds and reexaminations. The Except as provided in s. 440.03 (1m), the secretary may establish uniform procedures for refunds of fees paid under s. 440.05 or 440.08 and uniform procedures and fees for reexaminations under chs. 440 to 480.

Section 55. 452.10 (2) (b) of the statutes is amended to read:

452.10 (2) (b) Unless Except as provided in s. 440.03 (1m), unless an application is withdrawn in writing before the department has made any investigation, no part of the fee shall be returned.

SECTION 56. 562.05 (12) of the statutes is created to read:

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562.05 (12) (a) The department, by rule, shall establish periods within which the department intends to approve or disapprove an application for any license issued under this section.

- (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant for a license under this section if the department fails to provide the applicant with written notice that the department has approved or disapproved the application for the license, including the specific facts upon which any disapproval is based, before the expiration of the period established under par. (a) for the license.
- 2. The department may not disapprove an application for a license solely because the department is unable to complete its review of the application within the period established under par. (a).
- (c) Upon receiving an application for a license under this section, the department shall inform the applicant of the period established under par. (a) for the license.
- (d) The department may extend the period established under par. (a) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

Section 57. 563.15 (1) of the statutes is amended to read:

563.15 (1) After Subject to sub. (4), after making the determinations under s. 563.14, the department shall either notify the applicant organization in writing why a license is not being issued or issue a license to such applicant organization authorizing it to conduct bingo at the times and places set forth in the license. Except as provided in sub. (1m), a license issued under this subsection shall be effective for one year from the first day of the month of the first occasion listed on the license and

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may be renewed annually, except that an applicant organization may request that the license expire on the first day of any month within the one—year licensure period.

SECTION 58. 563.15 (4) of the statutes is created to read:

563.15 (4) (a) The department, by rule, shall establish periods within which the department intends to approve or disapprove an application for any license issued under sub. (1).

- (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant for a license under sub. (1) if the department fails to provide the applicant with written notice that the department has approved or disapproved the application for the license, including the specific facts upon which any disapproval is based, before the expiration of the period established under par. (a) for the license.
- 2. The department may not disapprove an application for a license solely because the department is unable to complete its review of the application within the period established under par. (a).
- (c) Upon receiving an application for a license under sub. (1), the department shall inform the applicant of the period established under par. (a) for the license.
- (d) The department may extend the period established under par. (a) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

Section 59. 563.92 (5) of the statutes is created to read:

563.92 (5) (a) The department, by rule, shall establish periods within which the department intends to approve or disapprove an application for any license issued under sub. (1m).

- (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant for a license under sub. (1m) if the department fails to provide the applicant with written notice that the department has approved or disapproved the application for the license, including the specific facts upon which any disapproval is based, before the expiration of the period established under par. (a) for the license.
 2. The department may not disapprove an application for a license solely
- 2. The department may not disapprove an application for a license solely because the department is unable to complete its review of the application within the period established under par. (a).
- (c) Upon receiving an application for a license under sub. (1m), the department shall inform the applicant of the period established under par. (a) for the license.
- (d) The department may extend the period established under par. (a) because an application is incomplete if, within 30 days after receiving the application, the department provides written notice to the applicant describing specifically the information that must be provided to complete the application.

SECTION 60. 601.04 (3) of the statutes is amended to read:

601.04 (3) LICENSING. The Subject to s. 601.58, the commissioner shall issue to any insurer or plan subject to this section a certificate of authority authorizing it to transact the business of insurance in this state if the commissioner is satisfied that it has met all requirements of law and that its methods and practices and the character and value of its assets will adequately safeguard the interests of its insureds and the public in this state. Each certificate shall be issued for a period of no longer than one year and shall expire on May 1. It may be renewed from year to year.

SECTION 61. 601.58 of the statutes is created to read:

601.58 Deadlines for action on license applications. (1) DEADLINES. The
commissioner, by rule, shall establish periods within which the commissioner
intends to approve or disapprove an application for any of the following:
(a) A certificate of authority under s. 601.04 to transact the business of

- insurance.

 (b) An insurance intermediary license under subch. II of ch. 628, including a
- (b) An insurance intermediary license under subth. If of th. 628, including a temporary license under s. 628.09.
 - (c) A viatical settlement provider license under s. 632.68 (2).
 - (d) A viatical settlement broker license under s. 632.68 (4).
 - (e) A benefit plan administrator license under s. 633.14.
- (2) Failure to Meet Deadline. (a) Subject to sub. (4), the commissioner shall refund fees paid by the applicant for a certificate of authority or license specified in sub. (1) if the commissioner fails to provide the applicant with written notice that the commissioner has approved or disapproved the application for the certificate of authority or license, including the specific facts upon which any disapproval is based, before the expiration of the period established under sub. (1) for the certificate of authority or license.
- (b) The commissioner may not disapprove an application for a certificate of authority or license solely because the commissioner is unable to complete the review of the application within the period established under sub. (1).
- (3) Notice of deadline. Upon receiving an application for a certificate of authority or license specified in sub. (1), the commissioner shall inform the applicant of the period established under sub. (1) for approving or disapproving the certificate of authority or license.

(4) Permitted extension of deadline. The commissioner may extend the period established under sub. (1) because an application is incomplete if, within 30 days after receiving an incomplete application, the commissioner provides written notice to the applicant describing specifically the information that must be provided to complete the application.

Section 62. 628.093 of the statutes is created to read:

628.093 Deadline for acting on application. Approval or disapproval of an application for a license under this subchapter is subject to s. 601.58.

SECTION 63. 632.68 (2) (b) (intro.) of the statutes is amended to read:

632.68 (2) (b) (intro.) A person may apply to the commissioner for a viatical settlement provider license on a form prescribed by the commissioner for that purpose. The application form shall require the applicant to provide the applicant's social security number, if the applicant is a natural person unless the applicant does not have a social security number, or the applicant's federal employer identification number, if the applicant is not a natural person. The fee specified in s. 601.31 (1) (mm) shall accompany the application. After Subject to s. 601.58, after any investigation of the applicant that the commissioner determines is sufficient, the commissioner shall issue a viatical settlement provider license to an applicant that satisfies all of the following:

Section 64. 632.68 (4) (b) of the statutes is amended to read:

632.68 (4) (b) A person may apply to the commissioner for a viatical settlement broker license on a form prescribed by the commissioner for that purpose. The application form shall require the applicant to provide the applicant's social security number, if the applicant is a natural person unless the applicant does not have a social security number, or the applicant's federal employer identification number, if

the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall
accompany the application. The commissioner may not issue a license under this
subsection unless the applicant provides his or her social security number, unless the
applicant does not have a social security number, or its federal employer
identification number, whichever is applicable. If the applicant is a natural person
who does not have a social security number, the commissioner may not issue a license
under this subsection unless the applicant provides, on a form prescribed by the
department of workforce development, a statement made or subscribed under oath
or affirmation that the applicant does not have a social security number. Approval
or disapproval of an application for a license under this subsection is subject to s.
<u>601.58.</u>

Section 65. 633.14 (1) (intro.) of the statutes is amended to read:

633.14 (1) (intro.) The <u>Subject to s. 601.58</u>, the commissioner shall issue a license to act as an administrator to an individual who does all of the following:

Section 66. 633.14 (2) (intro.) of the statutes is amended to read:

633.14 (2) (intro.) The <u>Subject to s. 601.58</u>, the commissioner shall issue a license to act as an administrator to a corporation, limited liability company, or partnership that does all of the following:

SECTION 67. Initial applicability.

(1) This act first applies to applications that are received on the effective date of this subsection.

SECTION 68. Effective date.

(1) This act takes effect on the first day of the 13th month beginning after publication.

Mate

2003–2004 Drafting Insert FROM THE LEGISLATIVE REFERENCE BUREAU

Insert 20–10

(b) Subject to sub. (4), if the department fails to provide the applicant for an approval subject to sub. (1) with written notice that the department has approved or disapproved the application before the expiration of the period established under sub. (1) for the approval, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under sub. (1).

Insert 20–21

Insert 20-21

(b) The information under for the is directly related to eligibility for the approval or to terms or conditions of the approval.

The information under (Aukil/A) is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the approval. The extension is not longer than the number of days from the day on which the department provides the notice under (subd/M) to the day on which the department receives the information.

Insert 27–15

(b) Subject to sub. (5), if the department fails to provide the applicant for a permit specified in sub. (4) with written notice that the department has approved or disapproved the application before the expiration of the period established under sub. (1) for the permit, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with

written notice of that choice no later than 45 days after the expiration of the period established under sub.

par. (a) (D) The information under sabd M is directly related to eligibility for the approval or to terms or conditions of the permit.

The information under to Milis necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the permit.

The extension is not longer than the number of days from the day on which the department provides the notice under (south). It to the day on which the department receives the information. pais. (5) and (h)

Subject to, if the department fails to provide the applicant for a license, permit, or other approval specified in par. (a) 1. to 5., 7. to 16., or 21. to 2. with written notice that the department has approved or disapproved the application before the expiration of the period established under for the license, permit, or other approval, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under (a)

Insert 30-16

No The department may not make the license, permit, or other approval subject to any term or condition that is not specified by statute or rule.

Insert 31–20

- 2. The information under subd. 1. is directly related to eligibility for the license, permit, or other approval or to terms or conditions of the license, permit, or other approval.
- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the license, permit, or other approval.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 31-24

No The department may not make the license, permit, or other approval subject to any term or condition that is not specified by statute or rule.

Insert 32-8

The department may extend the period established under par. (a) for a license, permit, or other approval specified in par. (a) 6. or 17. to 20. by not more than 30 days if, within the period established under par. (a), the department finds that there is a substantial likelihood that the activity proposed to be conducted under the application would result in substantial harm to human health or human safety and that the department cannot adequately review the application within the period established under par. (a) and, upon making those findings, provides written notice to the applicant that states with particularity the facts on which those findings are based.

Insert 33-7

(b) Subject to sub. (4), if the department fails to provide the applicant for a license or other approval specified in sub. (1) with written notice that the department

has approved or disapproved the application before the expiration of the period established under sub. (1) for the approval, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under sub. (1).

Insert 33–18

- 2. The information under subd. 1. is directly related to eligibility for the license or other approval or to terms or conditions of the license or other approval.
- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the license or other approval.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 36-1

Note The department may not make the license, permit, or other approval subject to any term or condition that is not specified by statute or rule.

Insert 37-10

The department may not require an applicant to agree to a different period as a condition of approving an application.

Insert 37–14

2. The information under subd. 1. is directly related to eligibility for the license, permit, or other approval or to terms or conditions of the license, permit, or other approval.

- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the license, permit, or other approval.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 38–21

(b) Subject to sub. (5), if the department fails to provide a person submitting a license or building plan application with written notice that the department has approved or disapproved the license or building plan application before the expiration of the period established under sub. (2) for the license or building plan application, the applicant may choose to proceed under ch. 227 as though the department had disapproved the license or building plan application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under sub. (2).

Insert 39-9

The information under subt. M_A is directly related to eligibility for approval of the license or building plan application or to terms or conditions of the approval.

The information under whole is necessary to determine whether to approve the license or building plan application or is necessary to determine the terms or conditions of the approval.

The extension is not longer than the number of days from the day on which the department provides the notice under whod. At to the day on which the department receives the information.

Insert 40-4

No The department may not make the approval subject to any term or condition that is not specified by statute or rule.

Insert 41–7

Note The department may not require an applicant to agree to a different period as a condition of approving an application.

Insert 41–11

- 2. The information under subd. 1. is directly related to eligibility for approval of the application or to terms or conditions of the approval.
- 3. The information under subd.1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the approval.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 51-2

permit under this chapter with written notice that the department has approved or disapproved the application before the expiration of the period established under par. (a) for the permit, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under par. (a).

Insert 51-24

2. The information under subd. 1. is directly related to eligibility for the permit or to terms or conditions of the permit.

- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the permit.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 56-3

(b) Subject to sub. (5), if the department fails to provide the applicant for a license or registration specified in sub. (2) with written notice that the department has approved or disapproved the application before the expiration of the period established under sub. (2) for the license or registration, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under sub. (**).

Insert 56-14

- The information under stable. It is directly related to eligibility for the
- approval or to terms or conditions of the license or registration. (\mathcal{C}) The information under such d. We is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the license or registration.
- The extension is not longer than the number of days from the day on which the department provides the notice under stable. It to the day on which the department receives the information.

Insert 57-13

No The department may not make an application approved under this paragraph subject to any term or condition that is not specified by statute or rule.

Insert 58–16

No The department may not require an applicant to agree to a different period as a condition of approving an application.

Insert 58-20

- 2. The information under subd. 1. is directly related to eligibility for approval of the application or to terms or conditions of the approval.
- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the approval.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

Insert 61-20

SECTION 1. 281.36 (2) (b) of the statutes is amended to read:

281.36 (2) (b) 1. The department shall approve or deny a complete application for a water quality certification under this section within 120 21 days after the date the department determines that a complete application for the certification has been submitted unless the applicant and the department agree to extend the time period. The department may not determine an application to be complete until the requirements under s. 1.11 have been met and until all of the items of information for the water quality certification and for any associated permits or other approvals have been submitted to the department. If the department fails to approve or deny the complete application within the applicable time period, the applicant may bring an action for mandamus to compel the department to approve or deny the application. If the court grants the mandamus, the department shall approve or deny the application within 30 days after the mandamus is granted and the court

shall award the applicant reasonable attorney fees and court costs incurred in bringing the action.

2. For purposes of subd. 1., the department shall initially determine whether a complete application has been submitted and, no later than 30 14 days after the application is submitted, notify the applicant in writing about the initial determination of completeness. If the department determines that the application is incomplete, the notice shall state the reason for the determination and the specific items of information necessary to make the application complete. An applicant may supplement and resubmit an application that the department has determined to be incomplete. There is no limit on the number of times that an applicant may resubmit an application that the department has determined to be incomplete under this subdivision. The department may not demand items of information that are not specified in the notice as a condition for determining whether the application is complete unless both the department and the applicant agree or unless the applicant makes material additions or alterations to the project for which the the application has been submitted.

History: 2001 a. 6.

Insert 62–17

(b) Subject to sub. (4), if the department fails to provide the applicant for a license or other approval specified in sub. (1) with written notice that the department has approved or disapproved the application before the expiration of the period established under sub. (1) for the license or other approval, the applicant may choose to proceed under ch. 227 as though the department had disapproved the application by providing the department with written notice of that choice no later than 45 days after the expiration of the period established under sub. (1).

Insert 63-3

Par.(a)

- The information under MMA is directly related to eligibility for the license or other approval or to terms or conditions of the license or other approval.
- or other approval or to terms or conditions of the license or other approval. (\mathfrak{L}) The information under subdent is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the license or other approval.
- The extension is not longer than the number of days from the day on which $\rho_{\alpha}(\cdot, (\alpha))$ the department provides the notice under symbol. We to the day on which the department receives the information.

Insert 64-4

no The department may not make the permit, approval, or other determination subject to any term or condition that is not specified by statute or rule.

Insert 65–14

As The department may not require an applicant to agree to a different period as a condition of approving an application.

Insert 65–18

- 2. The information under subd. 1. is directly related to eligibility for the permit, approval, or other determination or to terms or conditions of the permit, approval, or other determination.
- 3. The information under subd. 1. is necessary to determine whether to approve the application or is necessary to determine the terms or conditions of the permit, approval, or other determination.
- 4. The extension is not longer than the number of days from the day on which the department provides the notice under subd. 1. to the day on which the department receives the information.

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3166/1dn / RCT:....

Date

Scott Manley:

This is the permit deadline draft, based on AB 486 with the modifications that you requested. Pleae review it carefully. As we discussed, this draft and the chapter 30 modifications can be merged when you are satisfied with both drafts.

Rebecca C. Tradewell Managing Attorney Phone: (608) 266–7290

E-mail: becky.tradewell@legis.state.wi.us

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3166/1dn RCT:kjf:jf

September 8, 2003

Scott Manley:

This is the permit deadline draft, based on AB 486 with the modifications that you requested. Please review it carefully. As we discussed, this draft and the chapter 30 modifications can be merged when you are satisfied with both drafts.

Rebecca C. Tradewell Managing Attorney Phone: (608) 266–7290

E-mail: becky.tradewell@legis.state.wi.us

Emery, Lynn

From: Emery, Lynn

Sent: Monday, September 08, 2003 3:59 PM

To: Risch, Jay

Subject: LRB-3166/1 & 1dn (attached as

Lynn Emery Program Assistant Legislative Reference Bureau 608-266-3561 lynn.emery@legis.state.wi.us

Memo

To: Senator Representative D	(The Draft's Requester)
Per your request: the attached fisca prepared for your unintroduced 2003 c	
LRB Number: LRB3166	
Version: "/ "	
Fiscal Estimate Prepared By: (agency abbr.)	TCP
If you have questions about the enclosed fiscal estimate, you make representative that prepared the fiscal estimate. If you disagree mate, please contact the LRB drafter of your proposal to discustional estimate procedure. Entered In Computer And Copy Sent To Requester Via E-Mail:	with the enclosed fiscal esti-
* * * * * * * * * * * * *	* * * * *
To: LRB – Legal Section PA's	
Subject: Fiscal Estimate Received For An Unintroduced Draft	
> If redrafted please insert this cover sheet and attached early fiscal estimate old version (the version that this fiscal estimate was based on), and before the mark > If introduced and the version of the attached fiscal estimate is for a pre	up of the draft on the updated version.

THIS DRAFT WAS INTRODUCED AS: 2003 SB-246

on getting a fiscal estimate prepared for the introduced version.

the draft's introduction number below and give to Mike (or Lynn) to process.

cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version. Have Mike (or Lynn) get the ball rolling

> If introduced ... and the version of the attached fiscal estimate is for the current version ... please write

Emery, Lynn

From: Sent:

Emery, Lynn Friday, September 12, 2003 4:12 PM Sen.Stepp

To:

Subject:

LRB-3166/1 (FE by DATCP - attached - for your review)



Lynn Emery
Program Assistant
Legislative Reference Bureau 608-266-3561 lynn.emery@legis.state.wi.us